

AO 440 (Rev 1/90) Summons in a Civil Action

# United States District Court

SOUTHERN

NEW YORK

DISTRICT OF

MASON TENDERS DISTRICT COUNCIL  
WELFARE FUND, et al.,

Plaintiffs,

**SUMMONS IN A CIVIL ACTION**

V.

CASE NUMBER: 08 CV

OILEAN CONSTRUCTION, INC. and  
CENTENNIAL INSURANCE COMPANY  
Defendants.

**08 CV 03348**

TO: (Name and Address of Defendant)

**JUDGE KOELTL**

OILEAN CONSTRUCTION, INC.  
58-67 56TH STREET  
MASPETH, NEW YORK 11378

CENTENNIAL INSURANCE COMPANY  
3 GIRALDA FARMS  
MADISON, NEW JERSEY 07940-1004

**YOU ARE HEREBY SUMMONED** and required to file with the Clerk of this Court and serve upon

PLAINTIFF'S ATTORNEY (name and address)

GORLICK, KRAVITZ & LISTHAUS, P.C.  
17 STATE STREET, 4TH FLOOR  
NEW YORK, NEW YORK 10004

20

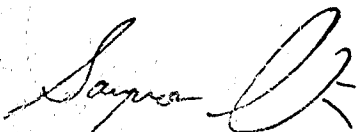
an answer to the complaint which is herewith served upon you, within \_\_\_\_\_ days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

**J. MICHAEL McMAHON**

**APR 04 2008**

CLERK

DATE



BY DEPUTY CLERK

## RETURN OF SERVICE

Service of the Summons and Complaint was made by me <sup>1</sup>	DATE
NAME OF SERVER <sup>1</sup> (PRINT):	TITLE

Check one box below to indicate the appropriate method of service:

- ☐ Served personally upon the defendant. Place where served: \_\_\_\_\_
- \_\_\_\_\_
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion than residing therein.
- ☐ Name of person with whom the summons and complaint were left: \_\_\_\_\_
- Returned unexecuted: \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- ☐ Other (specify): \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
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## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_  
*Date* *Signature of Server*

**Address of Server**

1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedures.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
MASON TENDERS DISTRICT COUNCIL  
WELFARE FUND, et al.,  
Plaintiff(s),

JUDGE KOELTL  
Index No. 08 CV 03348

-against-  
OILEAN CONSTRUCTION, INC. and  
CENTENNIAL INSURANCE COMPANY,  
Defendant(s).

AFFIDAVIT OF SERVICE

-----X  
STATE OF NEW YORK)

S.S.:

COUNTY OF NEW YORK)

ROBERT MILLS, being duly sworn, deposes and says that he is over the age of eighteen years, is employed by the attorney service, DLS, INC., and is not a party to this action.


That on the 17<sup>th</sup> day of April 2008, at approximately 1:15 p.m., deponent served a true copy of the **SUMMONS IN A CIVIL ACTION, COMPLAINT, INDIVIDUAL PRACTICES OF JUDGE JOHN G. KOELTL, INDIVIDUAL PRACTICES OF MAGISTRATE JUDGE GABRIEL W. GORENSTEIN AND 3<sup>RD</sup> AMENDED INSTRUCTIONS FOR FILING AND ELECTRONIC CASE OR APPEAL** upon Centennial Insurance Company c/o New York State Insurance Department at 25 Beaver Street, New York, NY 10004, by personally delivering and leaving the same with Charlene Norris, Clerk, who informed deponent that she is an agent authorized by appointment to receive service at that address. At the time of service, a fee in the sum of \$40.00 was tendered.

Charlene Norris is a black female, approximately 46 years of age, stands approximately 5 feet 7 inches tall and weighs approximately black pounds with brown hair and brown eyes.

  
ROBERT MILLS #1004298

Sworn to before me this  
21<sup>st</sup> day of April 2008

  
NOTARY PUBLIC

JONATHAN T. RIPPS  
Notary Public, State of New York  
NO. 01RI6109718  
Qualified in Rockland County  
Certificate Filed in New York County  
Commission Expires May 17, 20 

NEW YORK STATE INSURANCE DEPARTMENT

No. 13887

DATE 4/17 2008 CK# 26885

RECEIVED OF Gorlick, Kravitz & Lusthaus  
Forty DOLLARS

Mason Tenders District Council Welfare Fund v. Centennial  
\$ 40.00 Recd. Edward Thompson - Legal Asst.  
By: Edmondas Norris